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Attorney for Plaintiff  
MALCOLM SHERWOOD

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

MALCOLM SHERWOOD

Plaintiff,

v.

INTERSEC INTERACTIVE INC., a New York  
Corporation; DANIEL INTRAUB; BRETT  
SCOTT; DOES 1-100

Defendants.

Case No. 3:17-cv-5516 - EDL

**NOTICE OF VOLUNTARY DISMISSAL OF  
COMPLAINT; REQUEST FOR RETENTION  
OF JURISDICTION OVER TERMS OF  
SETTLEMENT AGREEMENT; [Proposed  
ORDER]**

NOTICE OF VOLUNTARY DISMISSAL OF COMPLAINT

Plaintiff MALCOLM SHERWOOD, pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure, hereby requests a Court Order, in part, dismissing all causes of action in the complaint against defendants INTERSEC INTERACTIVE INC., a New York Corporation; DANIEL INTRAUB; BRETT SCOTT; and DOES 1-100, without prejudice.

REQUEST THAT THE COURT RETAIN JURISDICTION OVER  
THE SETTLEMENT AGREEMENT DATED DECEMBER 19, 2017

The parties have entered into a written settlement agreement dated December 19, 2017. Plaintiff respectfully requests that the Court by its own order, retain jurisdiction over the December 19, 2017

1 settlement agreement and the enforcement thereof. On complete performance of the settlement  
2 agreement, Plaintiff will request the Court terminate jurisdiction over the enforcement of and terms of the  
3 settlement in this case.

4 DATED: December 21, 2017

Respectfully submitted,

6 By: /s/ Julien Swanson  
7 Julien Swanson, Esq.  
8 Attorney for Plaintiff

9 **[Proposed] ORDER**

10 The above case is dismissed in its entirety, without prejudice, however the Court shall by this  
11 order, retain jurisdiction over the enforcement and terms of the parties' written settlement agreement  
12 dated December 19, 2017. The parties shall bear their own costs and attorneys fees to date.

13 Plaintiff is to file a request to terminate the Court's jurisdiction when the Parties performance of  
14 the settlement agreement is completed.

15 **IT IS SO ORDERED.**

16  
17 DATED: December \_\_\_\_, 2017

18  
19 \_\_\_\_\_  
20 Honorable Magistrate Judge  
Elizabeth D. Laporte